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Attorneys for Defendants
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THE SILK'N STORE LLC, and MMP SOLUTIONS, INC.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

TRIA BEAUTY, INC.

Plaintiff,

vs.

HOME SKINOVATIONS INC., HOME
SKINOVATIONS LTD., THE SILK'N STORE
LLC, MMP SOLUTIONS, INC.,

Defendants

Case No. CV 09-3942 CRB

**STIPULATION FURTHER EXTENDING
TIME TO ANSWER OR OTHERWISE
RESPOND TO COMPLAINT AND TO
CONTINUE DATE OF INITIAL CASE
MANAGEMENT CONFERENCE AND
~~PROPOSED~~ ORDER**

Judge: Hon. Charles R. Breyer

1 WHEREAS TRIA Beauty, Inc. ("TRIA") served Home Skinovations Inc. with the complaint
2 in this action on October 2, 2009;

3 WHEREAS TRIA served The Silk'n Store LLC ("Silk'n Store") on October 1, 2009;

4 WHEREAS TRIA served MMP Solutions , Inc. ("MMP Solutions") on September 30, 2009;

5 WHEREAS TRIA served Home Skinovations Ltd. on October 21, 2009;

6 WHEREAS on November 13, 2009, TRIA and Home Skinovations Inc., Silk'n Store, MMP
7 Solutions, and Home Skinovations Ltd. (collectively, "Defendants") stipulated to extend the time for
8 Defendants to answer or otherwise respond to the complaint to November 13, 2009;

9 WHEREAS on November 13, 2009, the Parties stipulated to extend the time for Defendants
10 to answer or otherwise respond to the complaint to November 25, 2009;

11 WHEREAS on November 25, 2009; the Parties stipulated to extend the time for Defendants
12 to answer or otherwise respond to the complaint to January 6, 2010;

13 WHEREAS counsel for TRIA has agreed to dismiss the Complaint without prejudice as it
14 pertains to Silk'n Store and MMP Solutions;

15 WHEREAS counsel for TRIA and counsel for Defendants have been actively engaged in
16 negotiating a settlement that would resolve all claims and counterclaims involved in this case, and
17 have agreed to a private mediation in January in pursuit of such a settlement, and therefore believe
18 that a further extension of time would facilitate this process;

19 NOW, THEREFORE, pursuant to Northern District Local Rule 6-1(a), TRIA and the
20 Defendants, through their respective counsel of record, stipulate to extend the time for the
21 Defendants to answer or otherwise respond to the complaint to February 1, 2010.

22 WHEREAS on December 3, 2009, the Court issued an Order rescheduling the initial Case
23 Management Conference ("CMC") in this case for January 8, 2010, at 8:30 a.m.;

24 WHEREAS Parties are also stipulating to extend time for Defendants to respond to Plaintiff's
25 complaint until February 1, 2010 to facilitate potential settlement through private mediation;

26 WHEREAS Plaintiff will not yet have received a response to its complaint by the currently
27 scheduled CMC;

1 WHEREAS Parties will engage in private mediation in January in pursuit of a settlement
2 agreement;

3 NOW, THEREFORE, pursuant to Northern District Civil Local Rules 6-2 and 7-12, and the
4 Court's December 3, 2009 Order, Plaintiff and Defendants, through their respective counsel of
5 record, hereby stipulate to and respectfully request that the Court issue an Order continuing the date
6 for the CMC currently scheduled for January 8, 2010, to February 8, 2010 or a date otherwise
7 convenient to the court after February 1, 2010.

8
9 DATED: December 29, 2009

ROPES & GRAY LLP

10
11 By: /s/ Thad A. Davis

Thad A. Davis

12 Attorneys for Plaintiff TRIA Beauty, Inc.

13 Attorneys for Plaintiff

14 TRIA BEAUTY, INC.

15 DATED: December 29, 2009

MORRISON & FOERSTER LLP

16
17 By: /s/ Jill Neiman

Jill Neiman

18 Attorneys for Defendants Home Skinovations Inc.,

19 Home Skinovations, Ltd., The Silk'n Store LLC, and

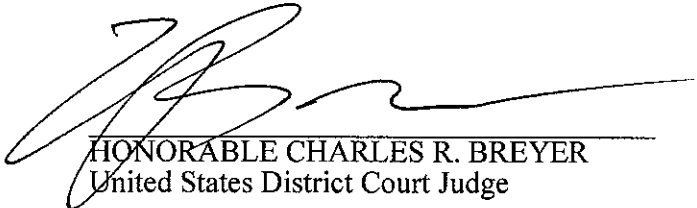
20 MMP Solutions, Inc.

ORDER

Based on the foregoing stipulation, IT IS HEREBY ORDERED that the Initial Case Management Conference in this case shall take place on February 19, 2010, at 8:30 a.m.

Dated December __, 2009

DEC 31 2009



HONORABLE CHARLES R. BREYER
United States District Court Judge